

**IN THE HIGH COURT OF JUDICATURE AT BOMBAY**

**CRIMINAL APPELLATE JURISDICTION.**

CRIMINAL APPLICATION No.2162 of 2007.

Sajid Rukhmuddin Shaikh ..Applicant.

Vs.

The State of Maharashtra

..Respondent.

Mr Abdul Kadar Millwala for the applicant.

Mr Y. S. Shinde, APP for the State.

**CORAM: V.C. DAGA,J.**

**DATED: 16TH JULY, 2007.**

**P.C.:-**

1. Heard learned counsel for the applicant

and learned APP for the State.

2. The present applicant is seeking bail in C.R. No.341 of 2006 for the offence under Section 302 read with Section 34 of the I.P.C. and 37(1)(a) of the Bombay Police Act. I was taken through the panchnama dated 15.11.2006 which, ultimately, led to recovery and seizure under Section 27 of the Indian Evidence Act. There is sufficient evidence against the applicant to connect him with the offence alleged offence under Section 302 of the I.P.C. In the event of his release on bail possibility of tampering prosecution witnesses cannot be ruled out. Involvement of the present applicant, prima facie can be inferred, at this stage, from the material available on record.

3. In the above view of the matter, no case  
is made out to grant this application. Hence  
the application is rejected.

**(V.C. DAGA,J.)**